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BEFORE THE  
ILLINOIS COMMERCE COMMISSION

NEXTGEN COMMUNICATIONS, INC. ) DOCKET NO.  
 ) 09-0242  
 )  
Application for a certificate of )  
local and interexchange authority )  
to operate as a facilities-based )  
carrier of telecommunications )  
services throughout the State of )  
Illinois. )  
 )

Monday, August 31, 2009  
Springfield, Illinois

Met, pursuant to notice, at 1:00 p.m.

BEFORE:

MS. LISA TAPIA, Administrative Law Judge

APPEARANCES:

MR. H. RUSSELL FRISBY, JR.  
STINSON, MORRISON & HECKER, LLP  
1150 18th St., NW, Suite 800  
Washington, DC 20036

(Appearing via teleconference on  
behalf of Applicant)

SULLIVAN REPORTING CO., by  
Carla J. Boehl, Reporter  
CSR #084-002710

1 APPEARANCES: (CONT'D.)

2 MS. NANCY J. HERTEL  
Corporate Counsel  
3 225 West Randolph Street, Room 25D  
Chicago, Illinois 60606

4  
5 (Appearing via teleconference on  
behalf of AT&T Illinois)

6 MR. TY COVEY  
MAYER BROWN, L.L.P.  
7 71 South Wacker Drive  
Chicago, Illinois 60606

8  
9 (Appearing via teleconference  
on behalf of AT&T Illinois)

10 MR. MATTHEW L. HARVEY  
Office of General Counsel  
11 160 North LaSalle Street, Suite C-800  
Chicago, Illinois 60601

12  
13 (Appearing via teleconference on  
behalf of Staff of the Illinois  
Commerce Commission)

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3	WITNESSES	DIRECT	CROSS
4	None		
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12		EXHIBITS	
13	None .		
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4 May I have appearances for the record,  
5 please?

20 JUDGE TAPIA: Thank you.

MR. HARVEY: Appearing for the Staff of the  
Illinois Commerce Commission, Matthew L. Harvey, 160

1 North LaSalle Street, Suite C-800, Chicago, Illinois  
2 60061.

3 MS. HERTEL: Appearing on behalf of AT&T  
4 Illinois, Nancy Hertel, 225 West Randolph, Suite 25D,  
5 Chicago, Illinois 60606.

6 MR. COVEY: Also for AT&T Illinois, Ty Covey,  
7 Mayer Brown, L.L.P., 71 South Wacker Drive, Chicago,  
8 Illinois 60606.

9 JUDGE TAPIA: Anyone else wishing to enter an  
10 appearance? Thank you.

11 Off the record the parties have  
12 discussed what the schedule is in this case. The  
13 parties will come up with a proposed schedule, but I  
14 will allow Mr. Frisby, attorney for the applicant, to  
15 summarize our discussion.

16 MR. FRISBY: Thank you, Your Honor. The  
17 parties have had several discussions since the last  
18 status conference. The parties are close to an  
19 agreement to submit a draft proposed order as well as  
20 a draft tariff for your consideration. The parties  
21 plan, or the applicant plans, to submit this proposed  
22 order on or before September 9. Therefore, the

1 parties request that this case be continued until  
2 September 8 at 2:00 p.m. where Your Honor would hold  
3 a status conference at that point. It's our hope to  
4 outline the nature of the proposed order which would  
5 be filed by the applicant on the next day, September  
6 9.

7 JUDGE TAPIA: Thank you. Anyone else would  
8 like to say anything on the record?

9 MR. HARVEY: Your Honor, Mr. Frisby's remarks  
10 appear from the Staff's perspective to fairly  
11 summarize the plan we have agreed on.

12 JUDGE TAPIA: Thank you, Mr. Harvey.

13 MS. HERTEL: Nothing to add from AT&T Illinois,  
14 Your Honor.

15 JUDGE TAPIA: Thank you, Ms. Hertel. The time,  
16 did we all decide on the time? Is it 2:00 o'clock or  
17 1:00 o'clock?

18 MR. FRISBY: I am sorry, it is 1:00 o'clock. I  
19 was changing it to Eastern Standard Time. I  
20 apologize.

21 JUDGE TAPIA: That's okay. So this case will  
22 be continued to September 8 at 1:00 p.m.

1                   Anything further before we continue  
2   this case?

3           MR. FRISBY:  Nothing on behalf of applicant,  
4   Your Honor.

5           MR. HARVEY:  Nothing from Staff, Your Honor.

6           JUDGE TAPIA:  Thank you very much.  Then we  
7   will continue this case to September 8 at 1:00 p.m.

8                   (Whereupon the hearing in this  
9                   matter was continued until  
10                  September 8, 2009, at 1:00 p.m.  
11                  in Springfield, Illinois.)

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